



PATENT
Atty Docket No. MBI-0010
TECH CENTER 1600/2900

#13
PP
11-1-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OCT 30 2001

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In re application of:

Jacqueline HEARD *et al.*

Appl. No: 09/533,029

Filed: March 22, 2000

For: Disease-Induced Polynucleotides

Art Unit: 1638

Examiner: D. Kruse

Commissioner for Patents
Washington, DC 20231

NOTICE OF APPEAL

Applicants hereby appeal the decision of the Examiner in the Final Office Action dated April 30, 2001, rejecting all the pending claims. The required fee for filing a Notice of Appeal in accordance with 37 C.F.R. § 1.17(b) (\$320), is attached. The undersigned authorizes the Commissioner to debit Deposit Account No. 50-1129 if there is any variance in the amount required and that submitted.

Request for Extension of Time

Applicants request a three-month extension of time under 37 C.F.R. §1.136(a) for responding to the Office Action mailed on April 30, 2001. Accordingly, the time for response is extended up to and including October 30, 2001. A check in the amount of \$920.00 is attached to cover the extension of time fee. If necessary, the Commissioner is hereby authorized to charge any additional amount or any required fee to the undersigned's Deposit Account no. 50-1129.

Applicants have provided for three-month extension and notice of appeal fees above and in the accompanying papers. No additional extension of time fees, requests for extension of time, petitions, or additional fees are believed to be necessary to enter and consider this paper or any accompanying paper. If, however, any petitions, requests for extensions of time, or any fees are required in order to enter or consider this paper, enter or consider any paper accompanying this paper, or keep this application pending, including any fees for net addition of claims,

10/29/2001 SLUANG1 00000058 09533029

320.00 op

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920.00 op
10/29/2001 10/29/2001

PATENT
Serial No. 09/533,029
Attorney Docket No.: MBI-0010

applicants hereby request any extensions or petitions necessary and the Commissioner is hereby authorized to charge our Deposit Account No. 50-1129 for any fees.

Respectfully submitted,
Wiley Rein & Fielding LLP

By:



Floyd B. Chapman, No. 40,555
David J. Kulik, No. 36,576

Date: October 26, 2001

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